



**To the Honorable Council
City of Norfolk, Virginia**

February 11, 2014

From: John M. Keifer, Director of Public Works

Subject: Encroach into Hunt Road right-of-way at 6899 Hunt Road with pavers for an 11' by 24' parking pad and a walkway extension to the parking pad.


Reviewed: Ronald H. Williams, Jr., Assistant City Manager

Ward/Superward: 5/6

Approved: 
Marcus D. Jones, City Manager

Item Number:

R-9

- I. **Recommendation:** Adopt Ordinance
- II. **Applicant:** Fred Zeisberg
6899 Hunt Road
Norfolk, Virginia 23518
- III. **Description**
This agenda item is an encroachment permitting Fred Zeisberg to encroach into Hunt Road right-of-way with pavers for an 11' by 24' parking pad and a walkway extension to the parking pad.
- IV. **Analysis**
An encroachment is an object or structure that infringes into the City of Norfolk's right-of-way or property. Norfolk City Code, Section 42-10, requires all encroachments into the right-of-way to be approved by City Council. The encroachment in this location will allow Fred Zeisberg to install pavers for a parking pad and walkway extension in front of his home at 6899 Hunt Road.
- V. **Financial Impact**
Liability insurance has been provided naming the City of Norfolk as additional insured in the amount of \$500,000; therefore, there should be no financial risk to the City. The City of Norfolk did not charge a fee for this encroachment.

VI. Environmental

There is no negative environmental impact associated with this action.

VII. Community Outreach/Notification

Public notification for this agenda item was conducted through the City of Norfolk's agenda notification process.

VIII. Board/Commission Action

The Department of Public Works and the City Attorney's Office have reviewed this request for encroachment and offer no objections. Review and approval by the Norfolk Design Review Committee and the City Planning Commission is not required.

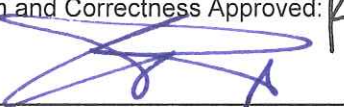
IX. Coordination/Outreach

This letter has been coordinated with Department of Public Works and the City Attorney's Office.


Supporting Material from the Department of Public Works:

- Ordinance
- Exhibit A

Form and Correctness Approved: 

By 
Office of the City Attorney


Contents Approved:

By  for JK
DEPT. Public Works

NORFOLK, VIRGINIA

ORDINANCE No.

AN ORDINANCE PERMITTING FRED ZEISBERG TO ENCROACH INTO HUNT ROAD RIGHT-OF-WAY AT 6899 HUNT ROAD WITH PAVERS FOR AN 11' BY 24' PARKING PAD AND A WALKWAY EXTENSION TO THE PARKING PAD.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That permission is hereby granted to Fred Zeisberg (hereinafter known as "Owner") to encroach into Hunt Road right-of-way at 6899 Hunt Road with pavers for an 11' by 24' parking pad and a walkway extension to the parking pad, as shown on Exhibit A attached hereto, such permission being further subject to the following conditions:

- (1) That this permission is expressly subject to the right of revocation by the City Council and that in the event of such revocation Owner, or his successors and assigns, shall immediately remove the encroaching structures.
- (2) That upon the removal of the encroaching structures or any part thereof the authority hereby granted shall cease and terminate.
- (3) That Owner, or his successors and assigns, at his own cost and expense, shall take out and keep in full force and effect public liability insurance in some company authorized to do business in the Commonwealth of Virginia, insuring it and naming the City of Norfolk as an additional insured in the minimum amount of \$500,000 against liability from any and all claims, actions and suits that may be asserted or brought against the City of Norfolk and/or Owner, and their successors and assigns, for any injury to or death of any person or persons or for any damage to or destruction of property resulting from the installation, maintenance, or existence of said encroaching

structures; that evidence of such insurance shall be filed with the Director of Risk Management of the City of Norfolk.

- (4) That the City of Norfolk shall not be responsible for any damage to the encroaching structures, including replacement and reinstallation costs, resulting from the City's operation, maintenance, repair, or replacement of any utilities located in the right-of-way of Hunt Road.

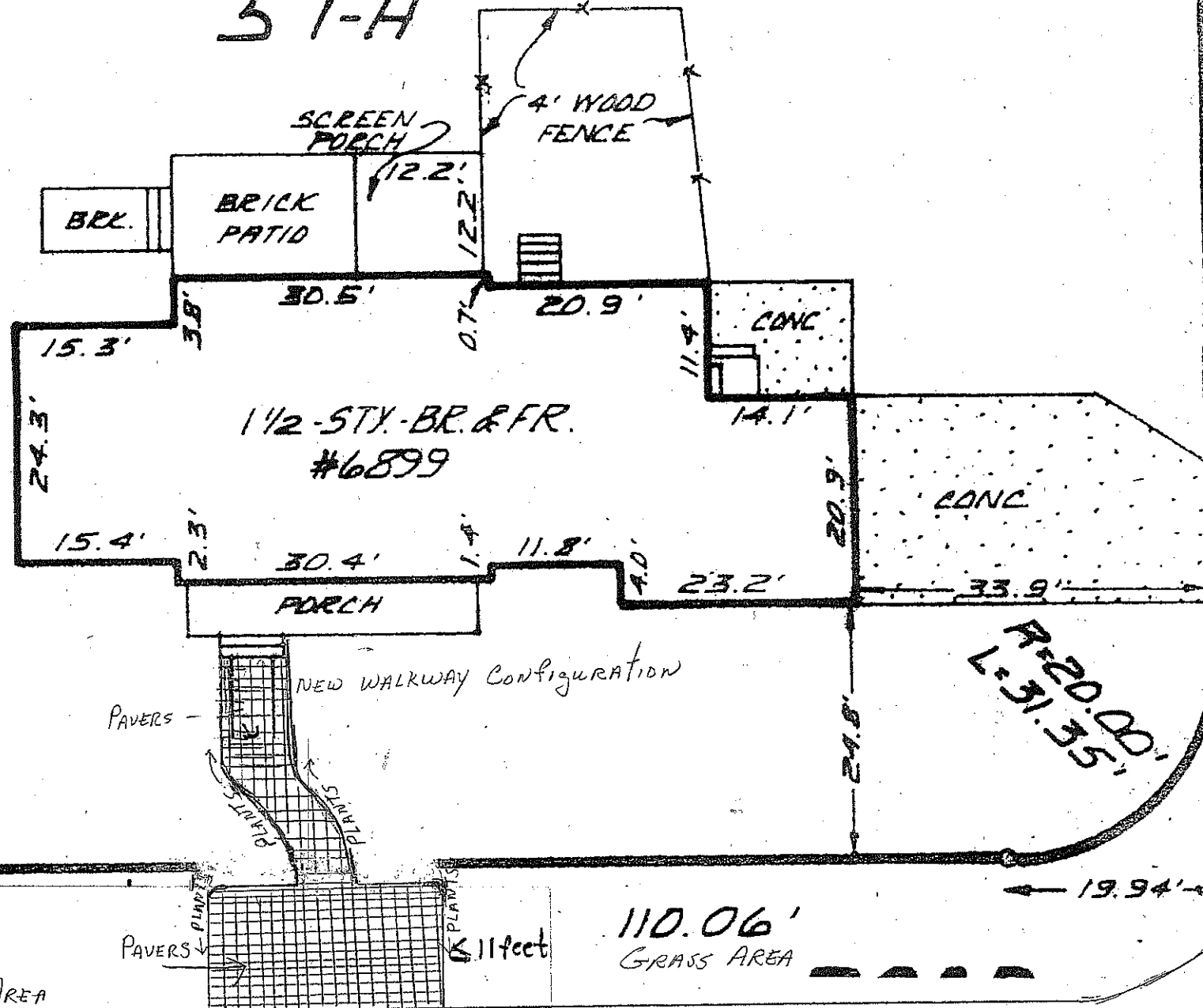
Section 2:- That the failure of Owner, or his successors and assigns, to fully comply with all contingencies set forth herein shall operate as an automatic revocation of the permission granted hereby.

Section 3:- That the use of the said encroaching structures shall be deemed an acceptance by Owner, and his successors and assigns, of all conditions to which the permission herein granted is subject.

Section 4:- That this ordinance shall be in effect from and after its adoption.

EXHIBIT "A"

57-A



80.06'
88.33' 00" E
88.33' 00" E

WHITE LANE
GRASS

GRASS AREA

Asphalt STREET WITHOUT CURB

≤ 24 feet

110.06'
GRASS AREA

Asphalt STREET WITHOUT CURB

19.94' OLD PIN

SIDEWALK

20.8'
5.0'
1.5'

11 feet

PAVERS

PAVERS

NEW WALKWAY CONFIGURATION

PORCH

30.4'

2.3'

15.4'

24.3'

15.3'

3.8'

30.5'

20.9'

11.4'

14.1'

20.9'

23.2'

11.8'

1.4'

12.2'

12.2'

BRICK PATIO

BRK.

SCREEN PORCH

4' WOOD FENCE